

Attorney Docket No. 990667/RSB

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Ludwig WILDT et al.
Serial No. : 09/403,940
Deposited : October 29, 1999
For : DEVICE FOR DETERMINING
FLUCTUATIONS IN END
EXPIRATORY GASES, METHOD
FOR DETERMINING
FLUCTUATIONS IN RESPIRATORY
METABOLISM AND THE USE...
Art Unit :
Examiner :

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

Submitted concomitantly herewith are the following:

- (1) copies of the publications discussed on page 2, first paragraph of the specification, and
- (2) Form PTO-1449.

Also enclosed are copies of Form PCT/IB/332 (INFORMATION CONCERNING ELECTED OFFICES NOTIFIED OF THEIR ELECTION) dated December 18, 1998 and Form PCT/IPEA/416 dated August 3, 1999 that were received in PCT/DE98/01172.

CERTIFICATE OF MAILING

I hereby certify this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date noted below.



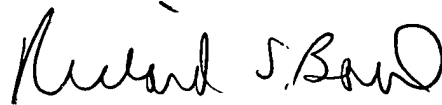
Attorney: Richard S. Barth

Dated: November 17, 1999

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper, to Account No. 06-1378.

It is respectfully requested that the attached publications be considered and made "of record".

Respectfully submitted,



RICHARD S. BARTH
REG. NO. 28,180

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.
767 THIRD AVENUE - 25TH FLOOR
NEW YORK, NEW YORK 10017-2023
Tel. No. (212) 319-4900
Fax No. (212) 319-5101
RSB/ddf

- Enclosures: (1) Form PTO-1449 and publications identified therein
- (2) Form PCT/IB/332, dated December 18, 1998
- (3) Form PCT/IPEA/416, dated August 3, 1999

| | | | | | | | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--------------------|-----------------------------------|------------------|-------|-----|--------------------------|----|
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT PTO - 1449 | | | ATTORNEY DOCKET NO. 990667/RSB | | | | SERIAL NO. 09/403,940 | |
| | | | APPLICANT: Ludwig WILDT et al. | | | | | |
| | | | Deposited: October 29, 1999 | | | | ART UNIT: | |
| U.S. PATENT DOCUMENTS | | | | | | | | |
| | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUB | | |
| | | | | | | | | |
| FOREIGN PATENT DOCUMENTS | | | | | | | | |
| | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUB | TRANSLATION | |
| | | | | | | | YES | NO |
| | | | | | | | | |
| OTHER DOCUMENTS (AUTHOR, TITLE, DATE, PAGES, PUBLICATION, ETC.) | | | | | | | | |
| <p>Ingrid Heerhaber, Hans H. Loeschcke and Ulrich Westphal, "Eine Wirkung des Progesterons auf die Atmung" ("About Rhythmical Fluctuations of Breathing and Body Temperature in the Menstrual Cycle") <u>Pflügers Arch.</u>, <u>250</u> 42-55 (1948).</p> <p>Gerd K. Döring, Hans Hermann Loeschcke and Bruno Ochwaldt, "Weitere Untersuchungen Über die Wirkung dr Sexualhormone auf die Atmung" ("Further tests About the Effects of the Sexual Hormones on Respiration"), <u>Pflügers Arch.</u>, <u>252</u>, 216-230 (1950).</p> | | | | | | | | |
| EXAMINER: | | | | DATE CONSIDERED: | | | | |
| November 17, 1999 | | | | | | | | |